

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

IN RE:
FRANCISCO & PATRICIA AYALA
DEBTORS

CHAPTER 13 PROCEEDING:
08-10565-B-13

TRUSTEE'S REPORT OF 341(A) MEETING

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

The meeting of creditors in the above referenced Chapter 13 proceeding was held on November 20, 2008, pursuant to Section 341 of the Bankruptcy Code. The Debtors appeared and submitted to the examination. Upon examination of the statements of counsel, the testimony at said meeting, and a review of the Plan, the attached Summary and Analysis of Chapter 13 Plan, and papers on file in this cause, it appears to your Trustee that:

1. All filing fees have been paid or will be paid through the Plan.
2. The Plan has been proposed in good faith and not by any means prohibited by law.
3. The amount to be distributed to each allowed unsecured claim is not less than would be paid if the estate liquidated under Chapter 7 Bankruptcy Code.
4. The Debtors' budget reflects a good faith estimate of income and reasonable living expenses and shows an apparent ability to fund the plan.
5. The Trustee recommends that claims be treated as shown on the attached Summary and Analysis of Chapter 13 Plan until such time as the Creditor(s), Debtors or other interested party institutes an action to object to or modify such claim.
6. The Trustee further recommends that no property received by the Trustee for the purpose of distribution under the Plan shall revert in the Debtors except to the extent that it may be in excess of the amount needed to pay claims under the Plan.
7. The Plan as proposed in the Summary and Analysis of Chapter 13 Plan should be confirmed.

Respectfully Submitted: March 05, 2009

/s/ CINDY BOUDLOCHE

CINDY BOUDLOCHE
CHAPTER 13 TRUSTEE
555 N. Carancahua Ste 600
Corpus Christi, TX 78478
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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
Brownsville Division

SUMMARY AND ANALYSIS OF CHAPTER 13 PLAN

RE: FRANCISCO & PATRICIA AYALA

Case No.: 08-10565-B-13

Attorney
Name: THE STONE LAW FIRM PC (B)
Attorney fees paid direct 526.00
Amount to be paid through the Plan 2,659.00

Budget
Total net monthly income 4,614.89
Total monthly expenses 3,610.34
Difference 1,004.55

Plan Payment 1,000.00
Plan Base 60,000.00 Duration of Plan 60

Gross amount from Debtor(s) 60,000.00
Less administrative expense \$5,800.03
Net available to Creditors 54,199.97

Creditor	Amount of Claim	Value of Collateral	Int Rate	1st/Last Pmt (Est)	Estimated Total
<u>Priority</u>					
THE STONE LAW FIRM PC (B)	2,659.00	0.00	0.00		2,659.00

<u>Secured</u>	Amount of Claim	Value of Collateral	Int Rate	1st/Last Pmt (Est)	Estimated Total
GONZALEZ FURNITURE	5,046.40	0.00	7.25	09/56	5,978.01
HSBC	24,603.00	0.00	0.00	01/56	24,603.00
HSBC	417.00	0.00	0.00	57/57	417.00
HSBC	834.00	0.00	9.00	09/56	1,028.61
HSBC AUTO FINANCE FKA HOUSEHOLD AUTO FINAN	13,935.77	0.00	7.25	01/56	16,381.41
WELLS FARGO FINANCIAL TEXAS	133.59	0.00	6.50	13/56	156.96

Total priority and secured 51,223.99
Amount available to unsecured 2,975.98
Total unsecured 33,766.38
Percentage to unsecured 8.81%

* Amount in excess of value of collateral to be treated as unsecured.

** Special class unsecured listed under priority

DEBTORS:
FRANCISCO & PATRICIA AYALA

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Unsecured Creditors	Amount Of Claim	% Paid	Amount to be Paid
CITIBANK	3,722.41	8.81 %	328.07
ECAST SETTLEMENT CORPORATION	10,271.76	8.81 %	905.30
PRA RECEIVABLES MANAGEMENT LLC	640.13	8.81 %	56.42
RECOVERY MANAGEMENT SYSTEMS	143.16	8.81 %	12.62
RECOVERY MANAGEMENT SYSTEMS	199.10	8.81 %	17.55
RECOVERY MANAGEMENT SYSTEMS	170.11	8.81 %	14.99
ROUNDUP FUNDING LLC	428.83	8.81 %	37.79
ROUNDUP FUNDING LLC	1,040.18	8.81 %	91.68
US DEPT OF EDUCATION	519.70	8.81 %	45.80

Unsecured Creditors (Not Filed)	Amount Of Claim	% Paid	Amount to be Paid
BENEFICIAL	10,374.00	8.81 %	914.31
CITIBANK	3,318.00	8.81 %	292.43
CITIBANK	327.00	8.81 %	28.82
CMRE FINANCIAL SERVICE INC	931.00	8.81 %	82.05
CMRE FINANCIAL SERVICE INC	415.00	8.81 %	36.58
COLLECTION COMPANY OF AMERICA	145.00	8.81 %	12.78
CREDITORS SERVICE BUREAU	312.00	8.81 %	27.50
HSBC BANK	779.00	8.81 %	68.66
HSBC BANK	30.00	8.81 %	2.64
Total	33,766.38		2,975.99

The following claims shall be paid directly by the Debtor(s):

COUNTRYWIDE HOME LENDING	HOMESTEAD 1ST LIEN	34,342.00
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The following claims will be settled by surrender of collateral:

The following liens are avoided pursuant to 11 USC 522 (f) and the creditors' secured claims will be treated as unsecured:

DEBTORS:
FRANCISCO & PATRICIA AYALA

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THIS SUMMARY AND ANALYSIS REPRESENTS THE DEBTOR'S FINAL PLAN.